

address of record is 21 Woodlands Drive, Enid, OK 73703.

4. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to *59 O.S. §§ 1310 and 1332*.

5. Pursuant to *59 O.S. § 1310(B)*, in addition to any potential denial, censure, suspension, or revocation, any person violating any provision of the Oklahoma Bail Bond Act may be subject to a civil penalty of not less than \$250.00 nor more than \$2,500.00 for each occurrence.

6. If Respondents request a hearing in writing in this matter, pursuant to *OAC 365:1-7-1*, the Insurance Commissioner, pursuant to *59 O.S. § 1311.1*, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent.

7. The Insurance Commissioner, pursuant to *OAC 365:1-7-5*, upon written request reasonably made by a person affected by the hearing and at such person's expense, shall cause a full stenographic record of the proceedings to be made by a competent court reporter.

FINDINGS OF FACT

8. On or about February 12, 2019, an appearance bond was executed as follows:

Defendant:	Episos Kotton
Case Number(s):	CF-2019-62
City/County:	Garfield County
Surety:	Gary Keeling
Bondsman:	Elizabeth Hurlbutt
Power Number(s):	1284
Bond Amount(s):	\$1,500.00

9. On or about October 15, 2019, the Defendant failed to appear and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued on or about October 28, 2019 by the Garfield County District Court. A true and correct copy of the Order and Judgment of

Forfeiture was mailed to Respondent Hurlbutt and Respondent Keeling with return receipt requested within thirty (30) days after the Order's filing.

10 Respondent Hurlbutt received a copy of the Order and Judgment of Forfeiture on or about October 30, 2019.

11. Respondent Keeling received a copy of the Order and Judgment of Forfeiture on or about November 13, 2019.

12. On March 27, 2020, the Court stayed the forfeiture until April 3, 2020. The ninety-first (91st) day after receipt of the Order and Judgment of forfeiture, calculated in accordance with the Third Emergency Joint Order Regarding the COVID-19 State of Disaster, SCAD No. 20200-36 issued by the Oklahoma Supreme Court on April 29, 2020 was June 5, 2020.

13. The forfeiture was untimely paid, and the defendant was not timely returned to custody.

CONCLUSIONS OF LAW

14. Respondents have violated *59 O.S. 1310(A)(2) and (28)*, by failing to return the Defendant to custody within ninety (90) days or remit payment in the face amount of the bond forfeiture within 91 days from receipt of the Order and Judgment of Forfeiture in accordance with the provisions of *59 O.S. § 1332* and *OAC 365:25-5-40* and *365:25-5-41*.

15. Respondents have violated *59 O.S. 1310(A)(6), (9) and (28)* by failing to comply with Order of Judgement & Forfeiture.

ORDER

IT IS THEREFORE ORDERED that Respondent Keeling and Respondent Hurlbutt are each censured.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless either Respondent Hurlbutt or Respondent Keeling request a hearing with respect to the Findings of Fact set forth above within 30 days of the date of this Conditional Order, the penalties set forth above will become a Final Order on the 31st day following the date of mailing this Order. A request for hearing should be in writing and addressed to Sara A. Worten, Oklahoma Insurance Department, Legal Division, 400 NE 50th Street, Oklahoma City, Oklahoma 73105. The request for hearing must state the grounds for the request to set aside or modify the Order and must be served on the Oklahoma Insurance Department within the 30 days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, *36 O.S. §§ 101 et seq.*, and the Oklahoma Administrative Procedures Act, *75 O.S. §§ 250 through 324*. If either Respondent Hurlbutt or Respondent Keeling serve a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order will act as a notice of the matters to be reviewed at the hearing and the Findings of Fact, Conclusions of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 17th day of August, 2020.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

A handwritten signature in blue ink, appearing to read "Sara A. Worten", is written over a horizontal line.

Sara A. Worten
Assistant General Counsel
Oklahoma Insurance Department
400 NE 50th Street
Oklahoma City, Oklahoma, 73105
Tel. (405) 521-2746
Fax (405) 522-0125

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 17th day of August, 2020, to:

Elizabeth Hurlbutt
3100 N. Madison Court
Stillwater, OK 74075

CERTIFIED MAIL NO.

9214 8902 0982 7500 0307 77

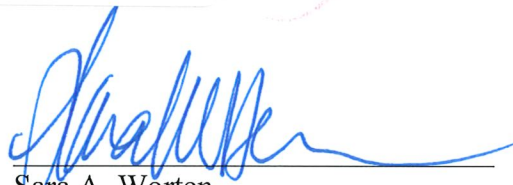
Gary Keeling
21 Woodlands Drive
Enid, OK 73703

CERTIFIED MAIL NO.

9214 8902 0982 7500 0307 84

and a copy was delivered to:

Bail Bonds Division



Sara A. Worten
Assistant General Counsel



20-0320-Dis
(Hurlbutt) one

Date Produced: 08/24/2020

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0307 77. Our records indicate that this item was delivered on 08/20/2020 at 10:30 a.m. in STILLWATER, OK 74075. The scanned image of the recipient information is provided below.

Signature of Recipient :

C. Hurlbutt 7520
For E Hurlbutt

Address of Recipient :

3100 Madison
Stw OK 74075

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

ELIZABETH HURLBUTT
3100 N MADISON CT
STILLWATER OK 74075-1123

Customer Reference Number: C2222138.12627821



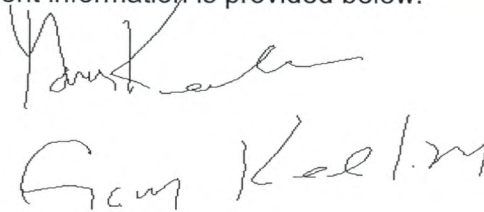
20-0320-Dis
Keeling (Gru)

Date Produced: 08/31/2020

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0307 84. Our records indicate that this item was delivered on 08/24/2020 at 11:42 a.m. in ENID, OK 73701. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :

21 WOODLANDS E
ENID, OK 73703-1564

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

GARY KEELING
21 WOODLANDS DR
ENID OK 73703-1564

Customer Reference Number: C2222138.12627820